

**DEFENDANT INFORMATION RELATIVE TO A CRIMINAL ACTION - IN U.S. DISTRICT COURT**
 BY: ☐ COMPLAINT ☐ INFORMATION ☒ INDICTMENT  
☐ SUPERSEDING
**OFFENSE CHARGED**
 18 U.S.C. § 922(g)(1) – Felon in Possession of a Firearm and  
 Ammunition;  
 18 U.S.C. § 924(d) and 28 U.S.C. § 2461(c) – Forfeiture  
 Allegation

☐ Petty  
☐ Minor  
☐ Misdemeanor  
☒ Felony

 PENALTY: 10 yrs imprisonment  
 3 yrs supervised release  
 \$250,000 fine  
 \$100 special assessment


Name of District Court, and/or Judge/Magistrate Location

NORTHERN DISTRICT OF CALIFORNIA

OAKLAND DIVISION

**FILED****JUN 30 2022****DEFENDANT - U.S.**

RICHARD STEWART

CLERK, U.S. DISTRICT COURT

DISTRICT COURT NUMBER NORTHERN DISTRICT OF CALIFORNIA

**CR 22 248****DEFENDANT****JSW****PROCEEDING**

Name of Complainant Agency, or Person (&amp; Title, if any)

Bureau of Alcohol, Tobacco, Firearms and Explosives

☐ person is awaiting trial in another Federal or State Court,  
 give name of court

☐ this person/proceeding is transferred from another district  
 per (circle one) FRCrp 20, 21, or 40. Show District

☐ this is a reprosecution of  
 charges previously dismissed  
 which were dismissed on motion  
 of:

☐ U.S. ATTORNEY ☐ DEFENSE
SHOW  
DOCKET NO.
☒ this prosecution relates to a  
 pending case involving this same  
 defendant
MAGISTRATE  
CASE NO.
☐ prior proceedings or appearance(s)  
 before U.S. Magistrate regarding this  
 defendant were recorded under

Name and Office of Person

Furnishing Information on this form Stephanie M. Hinds

☒ U.S. Attorney ☐ Other U.S. Agency

Name of Assistant U.S.

Attorney (if assigned) Robert D. Rees, AUSA

**IS NOT IN CUSTODY**

Has not been arrested, pending outcome this proceeding.

 1) ☐ If not detained give date any prior  
 summons was served on above charges
2) ☐ Is a Fugitive3) ☐ Is on Bail or Release from (show District)**IS IN CUSTODY**4) ☐ On this charge5) ☒ On another conviction
☒ Federal ☐ State
6) ☐ Awaiting trial on other charges

If answer to (6) is "Yes", show name of institution

 Has detainer ☐ Yes  
 been filed? ☐ No

 If "Yes"  
 give date  
 filed
DATE OF  
ARREST

Month/Day/Year

Or... if Arresting Agency &amp; Warrant were not

DATE TRANSFERRED  
TO U.S. CUSTODY

Month/Day/Year

☐ This report amends AO 257 previously submitted
**ADDITIONAL INFORMATION OR COMMENTS****PROCESS:**
☐ SUMMONS ☒ NO PROCESS\* ☐ WARRANT

Bail Amount: N/A

If Summons, complete following:

☐ Arraignment ☐ Initial Appearance

Defendant Address:

 \* Where defendant previously apprehended on complaint, no new summons or  
 warrant needed, since Magistrate has scheduled arraignment

Date/Time: Before Judge:

Comments:

# United States District Court

FOR THE  
NORTHERN DISTRICT OF CALIFORNIA

VENUE: OAKLAND

**FILED**

**JUN 30 2022**

CLERK, U.S. DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

V.

RICHARD STEWART,

**CR 22 248 JSW**

DEFENDANT(S).

## INDICTMENT

18 U.S.C. § 922(g)(1) – Felon in Possession of a Firearm and Ammunition;  
18 U.S.C. § 924(d) and 28 U.S.C. § 2461(c) – Forfeiture Allegation

A true bill.

Foreman

Filed in open court this 30th day of

June 2022

Clerk

Bail, \$ No Process

KANDIS A. WESTMORE, U.S. MAGISTRATE JUDGE

STEPHANIE M. HINDS (CABN 154284)  
United States Attorney

**FILED**

**JUN 30 2022**

CLERK, U.S. DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
OAKLAND DIVISION

**JSW**

UNITED STATES OF AMERICA,

Plaintiff,

v.

RICHARD STEWART,

Defendant.

CASE NO.

**CR 22 248**

VIOLATION:

18 U.S.C. § 922(g)(1) – Felon in Possession of a  
Firearm and Ammunition;  
18 U.S.C. § 924(d) and 28 U.S.C. § 2461(c) –  
Forfeiture Allegation

INDICTMENT

The Grand Jury alleges:

COUNT ONE: (18 U.S.C. § 922(g)(1) – Felon in Possession of a Firearm and Ammunition)

On or about October 3, 2021, in the Northern District of California, the defendant,

RICHARD STEWART,

knowing he had previously been convicted of a crime punishable by imprisonment for a term exceeding one year, knowingly possessed a firearm and ammunition, namely, one Glock 9mm pistol bearing serial number ending in N246 and ten rounds of Federal 9mm ammunition, in and affecting interstate commerce, in violation of Title 18, United States Code, Section 922(g)(1).

FORFEITURE ALLEGATION: (18 U.S.C. § 924(d) and 28 U.S.C. § 2461(c))

The allegations contained in the sole count of this Indictment are re-alleged and incorporated by reference for the purpose of alleging forfeiture pursuant to Title 18, United States Code, Section 924(d)

INFORMATION

1 and Title 28, United States Code, Section 2461(c).

2 Upon conviction of the offense set forth in this Indictment, the defendant,

3 RICHARD STEWART,

4 shall forfeit to the United States, pursuant to Title 18, United States Code, Section 924(d) and Title 28,  
5 United States Code, Section 2461(c), any firearm and ammunition involved in the commission of the  
6 offense, including, but not limited to, the following property:

- 7 a. one Glock 9mm pistol bearing serial number ending in N246; and  
8 b. ten rounds of Federal 9mm ammunition.

9 If any of the property described above, as a result of any act or omission of the defendant:


- 10 a. cannot be located upon exercise of due diligence;  
11 b. has been transferred or sold to, or deposited with, a third party;  
12 c. has been placed beyond the jurisdiction of the court;  
13 d. has been substantially diminished in value; or  
14 e. has been commingled with other property which cannot be divided without  
15 difficulty,

16 the United States of America shall be entitled to forfeiture of substitute property pursuant to Title 21,  
17 United States Code, Section 853(p), as incorporated by Title 28, United States Code, Section 2461(c).

18 All pursuant to Title 18, United States Code, Section 924(d), Title 28, United States Code,  
19 Section 2461(c), and Federal Rule of Criminal Procedure 32.2.

20  
21 DATED: June 30, 2022

A TRUE BILL.

22  
23   
24 FOREPERSON  
Oakland, California

25 STEPHANIE M. HINDS  
26 United States Attorney

27 /s/ Robert David Rees  
28 ROBERT DAVID REES  
Assistant United States Attorney

INDICTMENT